

CITY COUNCIL MEETING AGENDA

MONDAY, NOVEMBER 18, 2013



LIST OF CITY COUNCIL MEETINGS AND EVENTS ON THIS DATE (at the time of publication)

7:00 PM City Council Regular Meeting (agenda attached)

AGENDAS

Agendas are available to the public at least 72 hours in advance of the meeting and are posted on the notice board outside the East 14th Street main entrance to the Civic Center by the Wednesday preceding the meeting. Special meeting agendas are available and posted not less than 24 hours prior to each special meeting. Agendas may be obtained from the City Clerk's Office. For information, call the City Clerk's Office at (510) 577-3366.

The complete agenda book is available for review at the City Clerk's Office, at the Main Library, and on the City website. Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection with the agenda book, during normal business hours, and on the City's website at www.sanleandro.org.

If special accommodations are required for the disabled, please call the City Clerk's Office at (510) 577-3366 or TDD at (510) 577-3343 at least 5 working days prior to the meeting.

CITY COUNCIL GOALS FOR FISCAL YEAR 2013-2015

The following City Council Goals serve as a guide for the upcoming fiscal year, and provide overall direction for the City's services and programs:

- Place the City on a firm foundation for long-term fiscal sustainability
- Undertake programs and advance projects promoting sustainable economic development, including transforming San Leandro into a center for innovation
- Provide quality public safety services and work in partnership with the community to keep San Leandro safe
- Maintain and enhance the City's infrastructure
- Support and implement programs, activities and strengthen communication that enhance the quality of life, including wellness, in San Leandro and promote a sense of community and civic pride
- Maintain and support a strong positive relationship between the City and schools

CITY COUNCIL MEETINGS

Regular meetings of the City Council are held on the first and third Mondays of each month at 7:00 p.m. in the Civic Center, City Council Chambers, 835 East 14th Street. Work Sessions of the City Council are held regularly at 7:00 p.m. on the second Monday of each month, with an additional Work Session scheduled on the fourth Monday, if needed, generally in the Civic Center Complex. At Work Sessions, City staff provide reports to the City Council on a variety of items and issues; however, usually, no formal action is taken at Work Session. Starting times for each item are approximate.

The City Council agenda also includes actions of the Successor Agency to the San Leandro Redevelopment Agency. In addition, meetings of the Economic Development Agency, Parking Authority and Public Financing Authority are held annually on the third Monday of June in conjunction with City Council meetings. All actions listed on the agenda are City Council actions, unless otherwise noted.

The City Council is prohibited by State law from discussing items not listed on the agenda unless, by a two-thirds vote, or unanimous vote if less than two-thirds of the members are present, the City Council finds that there is a need to take immediate action, and the need for the action came to the City's attention after the agenda was posted.

The order of business specified in the agenda may be changed if deemed appropriate by the Mayor and agreed to by a majority of the City Council.

PUBLIC PARTICIPATION

The City Council welcomes your participation at meetings.

AT REGULAR MEETINGS, you have several opportunities for public participation, as follows:

Public Hearings: Anyone wishing to speak regarding a Public Hearing should fill out a speaker card prior to the completion of the staff presentation and submit it to the City Clerk. The order of business for Public Hearings is as follows:

1. Staff presentation
2. Applicant/Appellant – 10 minutes
3. City Council Questions/Clarifications
4. Public Comments – 5 minutes per speaker, subject to adjustment by the Mayor
5. Applicant/Appellant Rebuttal – 5 minutes
6. City Council Comments/Questions/Action

Public Comments: The public is invited to make comments on items **that are not listed on the agenda** at this time. Public comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor.

Consent Calendar: Members of the public who wish to address the City Council regarding items remaining on the Consent Calendar may do so for up to 3 minutes per item with a maximum of 5 minutes total for all items.

Items Removed from Consent Calendar and Action Items: Public comments on these items will be limited to 3 minutes per speaker, subject to adjustment by the Mayor.

When you address the City Council, you should **fill out a speaker card** and submit it to the City Clerk prior to or as the item is being announced so that the order of speakers may be determined and an official record of names and addresses obtained. Speakers should approach the podium and speak clearly into the microphone, stating their name for the record. There shall be no dialogue between persons speaking from the podium and the City Council until the speaker has completed his or her comments. Your item may be taken under consideration and referred to staff. All personal, racial or ethnic slurs, profane language, or disruptive conduct is prohibited. Any person who disrupts the meeting by expressing such conduct is subject to removal from the City Council Chambers and/or arrest.

AT WORK SESSIONS, the Mayor will inquire if anyone wishes to address the City Council during the portion of the agenda entitled "**Public Comments.**" Public comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor. If you wish to address the City Council, you should approach the podium and speak clearly into the microphone, stating your name and address for the record.



City of San Leandro

Civic Center
835 East 14th Street
San Leandro, California

Meeting Agenda City Council

Welcome to your City of San Leandro City Council meeting.

Your City Councilmembers are:

*Mayor Stephen H. Cassidy
Michael Gregory, District 1
Ursula Reed, District 2
Diana Souza, District 3
Benny Lee, District 4
Pauline Russo Cutter, District 5
Jim Prola, District 6*

Monday, November 18, 2013

7:00 PM

City Council Chambers

1. CALL TO ORDER

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

1.B. ROLL CALL

Members Cutter, Gregory, Lee, Prola, Reed, Souza; Mayor Cassidy

1.C. ANNOUNCEMENTS

2. RECOGNITIONS

- 2.A.** [13-422](#) Presentation by the City Council to Building Futures a \$15,000 Check from the Community Investment Program
- 2.B.** [13-553](#) Recognition of the Employee of the Quarter, Mary Foster, Administrative Specialist II, City Manager's Office
- 2.C.** [13-573](#) RESOLUTION Appointing Wing Sheung Mok as At Large Member to Human Services Commission (approves appointment for term ending December 31, 2014)
- 2.D.** [13-575](#) RESOLUTION Appointing Ben Gamboa as Youth Member to Library-Historical Commission (approves appointment for term ending August 31, 2014)
- 2.E.** [13-574](#) RESOLUTION Appointing Alice Sarafian as District 1 Member to Library-Historical Commission (approves appointment for term ending December 31, 2014)
- 2.F.** [13-566](#) RESOLUTION Renominating and Reappointing Members to Youth Advisory Commission (approves reappointment of 11 members for terms ending August 31, 2014)

- 2.G. [13-567](#) RESOLUTION Nominating and Appointing Members to Youth Advisory Commission (approves reappointment of 10 members for terms ending August 31, 2014)

3. **PRESENTATIONS**

- 3.A. [13-464](#) Presentation by Nextdoor on Best Practices and Implementation

4. **PUBLIC HEARINGS – CITY COUNCIL**

Public Hearing Comments are limited to 5 minutes per speaker, subject to adjustment by the Mayor. When you address the City Council, you should FILL OUT A SPEAKER CARD and submit it to the City Clerk so the order of speakers may be determined and an official record of names and addresses obtained.

- 4.A. [13-554](#) Staff Report for Adoption of State-Mandated California Building Standards Codes and Related Amendments

[13-492](#) ORDINANCE Repealing Article 6 of Chapter 3 of Title I and Article 1 of Chapter 5 of Title VII and Adding a new Article 1 to Chapter 5 of Title VII of the San Leandro Municipal Code, Amending the State-Mandated California Building Standards Code, and Adopting by Reference the International Building Code, as Amended (adopts relevant codes by reference with minor structural amendments relating to updating seismic design criteria based on City's proximity to earthquake faults and corrections to the model code structural design standards)

- ADOPT ORDINANCE NO. 2013-009

[13-493](#) ORDINANCE Repealing Article 2 of Chapter 5 of Title VII of the San Leandro Municipal Code, Dangerous Building Code (repeals the regulations for abatement of dangerous buildings)

- ADOPT ORDINANCE NO. 2013-010

[13-494](#) ORDINANCE Repealing Article 3 and Re-Enacting Article 3 of Chapter 5 of Title VII of the San Leandro Municipal Code, Amending the State-Mandated California Building Standards Code, and Adopting by Reference the Uniform Housing Code, as Amended (adopts relevant codes by reference)

- ADOPT ORDINANCE NO. 2013-011

[13-495](#) ORDINANCE Repealing Article 4 and Adding Article 4 to Chapter 5 of Title VII of the San Leandro Municipal Code, Amending the State-Mandated California Building Standards Code, and Adopting by Reference the Uniform Mechanical Code, as Amended (adopts relevant codes by reference)

- ADOPT ORDINANCE NO. 2013-012

- [13-496](#) ORDINANCE Repealing Article 5 and Adding Article 5 to Chapter 5 of Title VII of the San Leandro Municipal Code, Amending the State-Mandated California Building Standards Code, and Adopting by Reference the National Electrical Code, as Amended (adopts relevant codes by reference)
- ADOPT ORDINANCE NO. 2013-013
- [13-497](#) ORDINANCE Repealing Article 6 and Re-Enacting Article 6 of Chapter 5 of Title VII of the San Leandro Municipal Code, Electrical - General Provisions (provides for minor clerical edits)
- ADOPT ORDINANCE NO. 2013-014
- [13-498](#) ORDINANCE Repealing Article 7 and Re-Enacting Article 7 of Chapter 5 of Title VII of the San Leandro Municipal Code, Electrical - Procedure (provides for minor clerical edits)
- ADOPT ORDINANCE NO. 2013-015
- [13-499](#) ORDINANCE Repealing Article 8 of Chapter 5 of Title VII of the San Leandro Municipal Code, Building Conservation Code (repeals the regulations for unreinforced masonry wall buildings)
- ADOPT ORDINANCE NO. 2013-016
- [13-500](#) ORDINANCE Repealing Article 9 and Adding Article 9 to Chapter 5 of Title VII of the San Leandro Municipal Code, Amending the State-Mandated California Building Standards Code and Adopting by Reference the Uniform Plumbing Code, as Amended (adopts relevant codes by reference and continues existing policy of prohibiting the use of PVC pipes in the drain waste and venting systems)
- ADOPT ORDINANCE NO. 2013-017
- [13-501](#) ORDINANCE Repealing Article 1 and Adding Article 1 to Chapter 3 of Title III of the San Leandro Municipal Code, Amending the State-Mandated California Building Standards Code, and Adopting by Reference the International Fire Code, as Amended (adopts relevant codes by reference with minor structural amendments relating to updating seismic design criteria based on City's proximity to earthquake faults and corrections to the model code structural design standards)
- ADOPT ORDINANCE NO. 2013-018

5. PUBLIC COMMENTS

Public Comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor. When you address the City Council, you should FILL OUT A SPEAKER CARD and submit it to the City Clerk so the order of speakers may be determined and an official record of names and addresses obtained. The public is invited to make comments on items of public interest NOT listed on the Agenda.

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

- 6.A. [13-565](#) Update on Progress of the Local Inclusion Policy Working Group
- 6.B. [13-544](#) City Manager Report on 2014 City Council Work Session Calendar
- 6.C. [13-583](#) City Manager Report on Safety at Overpasses and City Intersections

7. AMENDMENT OF CONSENT CALENDAR

City Councilmembers or staff have an opportunity at this time to request that an item be removed from the Consent Calendar for the presentation of a staff report or other special consideration. Members of the Public may request the opportunity to address the City Council regarding items remaining on the Consent Calendar by filling out a speaker card and submitting it to the City Clerk prior to the calling of Item 7, Amendment of Consent Calendar. Items remaining on the Consent Calendar will be considered for approval under one motion.

8. CONSENT CALENDAR

Consent Calendar items are considered for approval by the City Council with one single action. As described above in Item 7, Amendment of Consent Calendar, the City Council may remove items from the Consent Calendar for purposes of presentation or discussion. Members of the public who have requested to address the Council regarding items remaining on the Consent Calendar may do so for up to 3 minutes per item with a maximum of 5 minutes for all items. Items listed on the Consent Calendar are deemed to have been read by title.

- 8.A. [13-557](#) Minutes of the Meeting of November 4, 2013
- 8.B. [13-528](#) Staff Report for Resolution Approving the City of San Leandro Annual Affordable Housing Trust Fund Report for FY 2011-2012 and FY 2012-2013
- [13-529](#) RESOLUTION Approving the City of San Leandro Annual Affordable Housing Trust Fund Report for FY 2011-2012 and FY 2012-2013 (provides an annual report pursuant the City's Zoning Code Section 6-3028 and California Government Code Section 66006(b))
- 8.C. [13-559](#) Staff Report for the Quarterly Financial Report as of September 30, 2013 for the 2013-14 General Fund, Special Revenue Funds, and Enterprise Funds Budget
- [13-562](#) MOTION Accepting Staff Report for the Quarterly Financial Report as of September 30, 2013 for the 2013-14 General Fund, Special Revenue Funds, and Enterprise Funds Budget
- 8.D. [13-551](#) Staff Report for a Resolution Authorizing the City Manager to Execute Program Supplement Agreement No. 023-N to Administer the Agency-State Agreement for Federal-Aid Projects No. 04-5041R, for the design phase of the Bancroft Avenue and Sybil Avenue Intersection Improvements

[13-552](#) RESOLUTION Authorizing the City Manager to Execute Program Supplement Agreement No. 023-N to Administer the Agency-State Agreement for Federal-Aid Projects No. 04-5041R for the design phase of the Bancroft Avenue and Sybil Avenue Intersection Improvements (provides for federal funding of Intersection Improvements at Bancroft Avenue and Sybil Avenue)

8.E. [13-531](#) Staff Report for a Resolution Awarding a Construction Contract to Rosas Brothers Construction for the Annual Sidewalk Repair Program 2013-14, Project No. 2014.0060

[13-532](#) RESOLUTION Awarding a Construction Contract to Rosas Brothers Construction for the Annual Sidewalk Repair Program 2013-14, Project No. 2014.0060 (awards the contract to the lowest responsible bidder, Rosas Brothers Construction, in the amount of \$297,985.00 using Measure B Bike and Pedestrian Funds, Measure B Streets and Roads Funds, TDA Grant Funds, and CDBG Funds)

8.F. [13-535](#) Staff Report for Resolution Authorizing the City of San Leandro to Join the California State Association of Counties Excess Insurance Authority (CSAC-EIA) Joint Powers Authority (JPA)

[13-534](#) RESOLUTION Authorizing the City of San Leandro to Join the California State Association of Counties Excess Insurance Authority (CSAC-EIA) Joint Powers Authority (JPA) (authorizes execution of a joint powers agreement and the City Manager to act on the City's behalf)

9. ITEMS REMOVED FROM CONSENT CALENDAR

Public comments are limited to 3 minutes per speaker per item, subject to adjustment by the Mayor.

10. ACTION ITEMS

Public comments are limited to 3 minutes per speaker per item, subject to adjustment by the Mayor. When you address the City Council, you should fill out a speaker card and submit it to the City Clerk, prior to the calling of the Action Item.

10.A. [13-568](#) Staff Report for Household Hazardous Waste Services and Funding

10.B. [13-572](#) Staff Report for Adoption of the Medical Marijuana Dispensary Ordinance

[13-546](#) ORDINANCE Adding Chapter 4-33 to Title 4 of the San Leandro Municipal Code Pertaining to Medical Cannabis Dispensary Permits (provides for establishment of up to two medical marijuana dispensaries in the City and regulates their operations)

- ADOPT ORDINANCE NO. 2013-019

10.C. [13-571](#) Staff Report for 2012-13 Year-End General Fund Balance

- 10.D.** [13-561](#) Staff Report for Resolution Approving a Management and Disbursement Agreement by and between the City of San Leandro and the San Leandro Improvement Association
- [13-560](#) RESOLUTION Approving a Management and Disbursement Agreement by and between the City of San Leandro and the San Leandro Improvement Association (establishes processes for management and disbursement of assessment revenue funds for the Downtown San Leandro Community Benefit District)
- 10.E.** [13-579](#) Staff Report for Council Ad Hoc Committee on Community Priorities and Potential Revenue Measures
- [13-582](#) MOTION Creating an Ad Hoc Committee on Community Priorities and Potential Revenue Measures
- 10.F.** [13-371](#) City Council Discussion and Direction on Process for Selection of Vice Mayor

11. REPORT ON CLOSED SESSION ACTIONS TAKEN

12. CITY COUNCIL REPORTS

City Councilmembers report on attendance at intergovernmental agency meetings, conferences, and seminars since the last meeting.

13. CITY COUNCIL CALENDAR AND ANNOUNCEMENTS

City Councilmembers announce calendar of upcoming events and coordinate attendance; report on local events attended since the last meeting; and make brief comments on issues of concern.

14. COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS

This section is to be used to propose items for consideration for future scheduling, and not for substantive discussion.

15. ADJOURN